

PATENT

1645  
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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No.: 05-361)

## In re the Application of:

Habermann et al.

Serial No.: 10/079,634

Filed: February 19, 2002

For: FUSION PROTEINS CAPABLE OF BEING SECRETED  
INTO A FERMENTATION MEDIUM

Group Art Unit: 1645

Examiner: Duffy, P.A.

TRANSMITTAL LETTER

Mail Stop NON-FEE AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

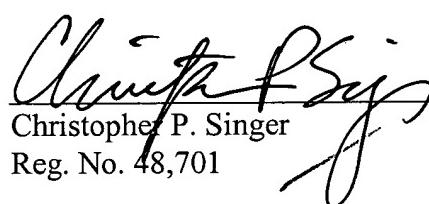
In regard to the above identified application:

RECEIVED  
JUN - 6 2005  
OPIE / JCWS

1. We are transmitting herewith the attached:
  - a. Response and Amendment to Notice of Non-Compliant Amendment (7 pages);
  - b. Return Receipt Postcard.
2. With respect to fees:  
 No fee is believed due with this filing.  
 Attached check(s) in the amount(s) of: \$ \_\_\_\_\_.
3. GENERAL AUTHORIZATION: Please charge any additional fees or credit overpayment to Deposit Account No.13-2490. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop NON-FEE AMENDMENT, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on MAY 27, 2005.

Date: May 27, 2005

By:

  
Christopher P. Singer  
Reg. No. 48,701



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**RESPONSE TO NOTIFICATION OF NON-COMPLIANT AMENDMENT,  
MAILED APRIL 27, 2005**

Mail Stop NON-FEE AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant respectfully submits this amendment and response to the Office Action, mailed on April 27, 2005. No fee is believed due with this filing; however the Commissioner is hereby authorized to charge payment of any fees required in connection with the papers transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 13-2490.

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**CERTIFICATE OF MAILING (37 C.F.R. 1.8a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the: Mail Stop NON-FEE AMENDMENT, Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450, on MAY 27, 2005.

Date: MAY 27, 2005

Christopher E. Singer

**AMENDMENT TO TITLE OF INVENTION**

*Please amend the Title of the Invention as follows:*

~~Nucleic acids, proteins, and processes for producing proteins such as fusion proteins for the secretion of a protein of interest into bacterial supernatants~~ Fusion Proteins Capable of Being Secreted Into a Fermentation Medium